

REMARKS

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 1-4, 6-13, and 15-18 are pending in this application, Claims 1-3, 12, 13, 15, 17, and 18 having been presently amended. Support for amended Claims 1-3, 12, 13, 15, 17, and 18 can be found, for example, in the original claims, drawings, and specification as originally filed. No new matter has been added.

In the outstanding Office Action, Claims 1-4, 6-13, and 15-18 were rejected under 35 U.S.C. §112, first paragraph; Claims 1-4, 6-13, and 15-18 were rejected under 35 U.S.C. §112, second paragraph; Claims 1-4, 6, 8, 11-13, and 15-18 were rejected under 35 U.S.C. §103(a) as unpatentable over Kuroshima et al. (U.S. Patent No. 6,782,426; hereinafter “Kuroshima”) in view of Eden et al. (U.S. Patent Publication No. 2005/0012960; hereinafter “Eden”); Claim 7 was rejected under 35 U.S.C. §103(a) as unpatentable over Kuroshima and Eden in view of Hickman et al. (U.S. Patent No. 7,130,888, hereinafter “Hickman”); and Claims 9 and 10 were rejected under 35 U.S.C. §103(a) as unpatentable over Kuroshima and Eden in view of Tanno (U.S. Patent No. 6,374,298).

In response to the rejection of Claims 1-4, 6-13, and 15-18 under 35 U.S.C. §112, first paragraph, Applicants have amended these claims to clarify that the packet does not include the scripts. Accordingly, Applicants respectfully submit that the rejection under 35 U.S.C. §112, first paragraph has been overcome.

In response to the rejection of Claims 1-4, 6-13, and 15-18 under 35 U.S.C. §112, second paragraph, Applicants have amended these claims to correct the informality noted in the outstanding Office Action. Accordingly, Applicants respectfully submit that the rejection under 35 U.S.C. §112, second paragraph has been overcome.

In regard to the rejections under 35 U.S.C. § 103(a), these rejections are respectfully traversed. It is respectfully noted that the publication date of Eden, January 20, 2005, is after the effective filing date of the present application, November 18, 2003. Therefore, Eden is not prior art with respect to the present application under 35 U.S.C. § 102(a) or § 102(b).

With regard to 35 U.S.C. § 102(e), the present application claims priority to Japanese Patent Application No. 2002-349994, filed December 2, 2002. In accordance with 37 C.F.R. § 1.55(a)(4), enclosed please find an English translation of the certified copy of this application, along with the statement that the translation is accurate. It is respectfully submitted that the enclosed document perfects the claim to priority Japanese Patent Application No. 2002-349994 under 35 U.S.C. § 119. Further, it is respectfully submitted that the subject matter of pending Claims 1-4, 6-13, and 15-18 are supported by the specification of this priority document. As the filing date of Japanese Patent Application No. 2002-349994 (December 2, 2002) antedates the filing date of July 18, 2003 of Eden, it is respectfully submitted that Eden does not qualify as prior art with respect to the claims of the present application under 35 U.S.C. § 102. Accordingly, Eden may not be used in any of the rejection of Claims 1-4, 6-13, and 15-18. Therefore, all rejections of these claims based on Eden are traversed.

Since Applicants have not substantively amended the claims in response to any rejection on the merits, a further rejection of these claims based on newly cited prior art in the next communication *cannot properly be considered a Final Office Action*.

Accordingly, the outstanding rejections are traversed and the pending claims are believed to be in condition for formal allowance. An early and favorable action to that effect is respectfully requested.

Respectfully submitted,

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